UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STEWARD HEALTH CARE SYSTEM LLC, et al.,)
Plaintiffs)) Misc. No
v.)
BLUE CROSS & BLUE SHIELD OF RHODE ISLAND,) (D.R.I Case No. 13-405S)
Defendant.)

BLUE CROSS & BLUE SHIELD OF RHODE ISLAND'S MOTION TO COMPEL PRODUCTION BY THIRD PARTY NEMZOFF & COMPANY, LLC

Defendant Blue Cross & Blue Shield of Rhode Island ("BCBSRI") respectfully moves this Court for an entry of an order under Fed. R. Civ. P. 45 compelling Nemzoff & Company, LLC to produce all responsive documents in accordance with the Subpoena *Duces Tecum* served on it by Defendant BCBSRI in an antitrust and tort case pending in the United States District Court for the District of Rhode Island, *Steward Health Care System LLC*, et al. v. Blue Cross & Blue Shield of Rhode Island, C.A. No. 13-405S (attached hereto as Exhibit A to the Declaration of Leslie D. Parker). The grounds for this Motion are set forth more fully in the accompanying Memorandum of Law, Local Rule 26.1 Certification, and Declaration of Leslie D. Parker in support thereof, which are incorporated by reference herein.

DATED: December 18, 2015 BLUE CROSS & BLUE SHIELD

OF RHODE ISLAND

By its attorneys,

Daniel S. Metroka (Pa/No. 206040)

Hogan Lovells US LLP

1835 Market Street, 29th Fl. Philadelphia, PA 19103 Daniel.metroka@hoganlovells.com

Tel: (267) 675-4662 Fax: (267) 675-4601

OF COUNSEL:

John Tarantino, Esq.
Patricia K. Rocha, Esq.
Joseph Avanzato, Esq.
Leslie D. Parker, Esq.
ADLER POLLOCK & SHEEHAN P.C.
One Citizens Plaza, 8th Floor
Providence, RI 02903
Tel: (401) 274-7200
Fax: (401) 351-4607
jtarantino@apslaw.com
procha@apslaw.com
javanzato@apslaw.com
lparker@apslaw.com

N. Thomas Connally, III, Esq. Emily M. Yinger, Esq. Hogan Lovells US LLP Park Place II, Ninth Floor 7930 Jones Branch Drive McLean, VA 22102-3302 Tel: 703-610-6100 Fax: 703-610-6200 tom.connally@hoganlovells.com emily.yinger@hoganlovells.com

Robert F. Leibenluft, Esq. Justin W. Bernick, Esq. Hogan Lovells US LLP 555 13th Street NW Washington, DC 20004 Tel: 202-637-5600

Fax: 202-637-5910 robert.leibenluft@hoganlovells.com justin.bernick@hoganlovells.com